1 2 3 4	DuCHARME & COHEN JAMES A. DuCHARME, ESQ., SBN 61002 E-MAIL: jducharme@pacbell.net 450 Taraval Street, P.M.B. 317 San Francisco, CA 94116-2530 Telephone: 415.495.4171 Facsimile: 888.668.4170	
5 6 7 8 9 10 11	Attorneys for Plaintiff JESSE HOUGHTAILING VILLARREAL HUTNER & TODD PC TRACY S. TODD, ESQ., SBN 172884 E-Mail: ttodd@vhattorneys.com JULIE WONG, ESQ., SBN 247342 E-Mail: jwong@vhtattorneys.com 575 Market Street, Suite 300 San Francisco, California 94105 Telephone: 415.543.4200 Facsimile: 415.512.7674 Attorneys for Defendants FRITO-LAY NORTH AMERICA, INC. and	
13 14 15		DISTRICT COURT DRNIA, SAN FRANCISCO DIVISION
16 17 18 19 20 21	JESSE HOUGHTAILING, Plaintiff, v. FRITO-LAY NORTH AMERICA, INC., and PEPSICO, INC., AND DOES 1 TO 100, inclusive,	CASE NO. 3:11-cv-05062-TEH Judge: Hon. Thelton E. Henderson STIPULATION AND REQUEST TO CONTINUE DEADLINE FOR ADR SESSION; [PROPOSED] ORDER GRANTING CONTINUANCE
22 23 24 25	Defendants.	Action Filed: August 24, 2011 Removal Filed: October 14, 2011 Trial Date: None Set
26 27 28		

{100038462} CASE NO. 3:11-cv-05062-TEH

I	TO THIS HONORABLE COURT:		
2	Plaintiff Jesse Houghtailing (hereinafter "Plaintiff"), by and through his counsel, and		
3	Defendants Frito-Lay North America, Inc. and Pepsico, Inc. ("Defendants"), by and through their		
4	counsel, do hereby agree, stipulate, and respectfully request as follows:		
5	5 1. WHEREAS, the Court ord	ered the Parties to complete their private ADR session	
6	by October 31, 2012;		
7	7 2. WHEREAS, the Parties are	WHEREAS, the Parties are engaging in informal resolution efforts;	
8	3. WHEREAS, the Parties ha	ve scheduled the completion of Plaintiff's deposition to	
9	occur on November 12, 2012 and November 13, 2012 based on the Parties' informal resolution		
10	efforts, scheduling conflicts, and Plaintiff's inability to sit for long periods of time;		
11	4. WHEREAS, the Parties ha	4. WHEREAS, the Parties have agreed to continue the deadline to complete their	
12	private ADR session;		
13	8. THE PARTIES HEREBY	THE PARTIES HEREBY STIPULATE to continue the currently scheduled	
14	deadline to complete their private ADR session from October 31, 2012 to December 31, 2012.		
15	IT IS SO STIPULATED.		
16	Dated: October 25, 2012	DuCHARME & COHEN	
17		By/s/ James A. Du Charme	
18		JAMES A. Du Charme JAMES A. DuCHARME	
19		Attorneys for Plaintiff JESSE HOUGHTAILING	
20		JESSE HOUGHTAILING	
21	Dated: October 25, 2012	VILLARREAL HUTNER & TODD PC	
22			
23	3	By /s/ Julie Wong TRACY S. TODD	
24	4	JULIE WONG	
25	5	Attorneys for Defendants	
26	6	FRITO-LAY NORTH AMERICA, INC. and PEPSICO, INC.	
27	7		
28	8		
	{100038462}	-1-	

STIPULATION TO CONTINUE DEADLINE FOR ADR SESSION

CASE NO. 3:11-cv-05062-TEH

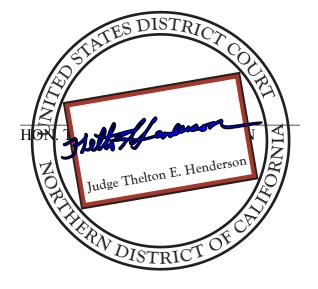
1	ATTESTMENT OF CONCURRENCE PER GENERAL ORDER 45 FOR FILING:		
2	I attest that concurrence in the filing of this document by the signatory James A.		
3	Du Charme, has been obtained, and that a record of the concurrence shall be maintained by		
4	Villarreal Hutner & Todd PC.		
5	I declare under penalty of perjury pursuant to the laws of the United States of		
6	America that the foregoing is true and correct.		
7	Executed at San Francisco, California this 25 th day of October, 2012.		
8			
9			
10	/s/ Julie Wong JULIE WONG		
11	JOLIE WONG		
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[PROPOSED] ORDER

Having considered the foregoing stipulation of the parties, the Court orders the deadline for the Parties to complete their private ADR session in the instant matter, <u>Houghtailing v. Frito-Lay North America, Inc., et al.</u>, case number 3:11-cv-05062-TEH, continued to December 31, 2012.

IT IS SO ORDERED.

Dated: _____11/05_, 2012



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